

HOUSE BILL 270

A1

0lr0332

By: **Delegates Rice, Ali, Davis, Hixson, Reznik, Tarrant, and Vaughn**

Introduced and read first time: January 25, 2010

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Licensed Restaurants – Extended Hours for Food**
3 **Service**

4 FOR the purpose of allowing restaurants for which certain alcoholic beverages licenses
5 are issued to remain open until a certain hour for the serving of food only; and
6 generally relating to restaurants issued certain alcoholic beverages licenses.

7 BY repealing and reenacting, with amendments,
8 Article 2B – Alcoholic Beverages
9 Section 11–301(b) and (e), 11–302(b) and (e), and 11–303(b)
10 Annotated Code of Maryland
11 (2005 Replacement Volume and 2009 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article 2B – Alcoholic Beverages**

15 11–301.

16 (b) (1) **[The] EXCEPT AS OTHERWISE PROVIDED IN THIS**
17 **SUBSECTION, THE** hours during which the privileges conferred by a Class B beer
18 license may be exercised are from 6 a.m. to midnight, **BUT A RESTAURANT FOR**
19 **WHICH A CLASS B BEER LICENSE IS ISSUED MAY REMAIN OPEN TO 2 A.M. ON**
20 **THE FOLLOWING DAY FOR THE SERVING OF FOOD ONLY.**

21 (2) In Montgomery County the on–sale privilege may be exercised
22 from 9 a.m. on any day to 1 a.m. on the following day, **BUT A RESTAURANT FOR**
23 **WHICH A CLASS B BEER LICENSE IS ISSUED MAY REMAIN OPEN ON ANY DAY TO 2**
24 **A.M. ON THE FOLLOWING DAY FOR THE SERVING OF FOOD ONLY.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) In Prince George's County the hours are from 6 a.m. to 2 a.m. on
2 the following day.

3 (e) (1) **[The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
4 **SUBSECTION, THE** hours during which the privileges conferred by a Class H beer
5 license may be exercised are from 9 a.m. to midnight, **BUT A RESTAURANT FOR**
6 **WHICH A CLASS H BEER LICENSE IS ISSUED MAY REMAIN OPEN ON ANY DAY TO**
7 **2 A.M. ON THE FOLLOWING DAY FOR THE SERVING OF FOOD ONLY.**

8 (2) In Montgomery County the hours are from 9 a.m. to 1 a.m. on the
9 following day, **BUT A RESTAURANT FOR WHICH A CLASS H BEER LICENSE IS**
10 **ISSUED MAY REMAIN OPEN ON ANY DAY TO 2 A.M. ON THE FOLLOWING DAY FOR**
11 **THE SERVING OF FOOD ONLY.**

12 11-302.

13 (b) (1) **[The] EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,**
14 **THE** hours during which the privileges conferred by a Class B beer and light wine
15 license may be exercised are from 6 a.m. to midnight, **BUT A RESTAURANT FOR**
16 **WHICH A CLASS B BEER AND LIGHT WINE LICENSE IS ISSUED MAY REMAIN OPEN**
17 **ON ANY DAY TO 2 A.M. ON THE FOLLOWING DAY FOR THE SERVING OF FOOD**
18 **ONLY.**

19 (2) Except as otherwise provided in subsections (h) and (i) of this
20 section, in Baltimore City the hours are from 6 a.m. to 2 a.m. on the following day.

21 (3) In Baltimore County the hours are from 6 a.m. to 2 a.m. on the
22 following day.

23 (4) In Montgomery County, except as provided in § 11-516 of this
24 article, the hours for on-sale are from 9 a.m. on any day to 1 a.m. on the following day,
25 **BUT A RESTAURANT FOR WHICH A CLASS B BEER AND LIGHT WINE LICENSE IS**
26 **ISSUED MAY REMAIN OPEN ON ANY DAY TO 2 A.M. ON THE FOLLOWING DAY FOR**
27 **THE SERVING OF FOOD ONLY.**

28 (5) In Prince George's County the hours are from 6 a.m. to 2 a.m. on
29 the following day.

30 (e) (1) **[The] EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,**
31 **THE** hours during which the privileges conferred by a Class H beer and light wine
32 license may be exercised are from 9 a.m. to midnight, **BUT A RESTAURANT FOR**
33 **WHICH A CLASS H BEER AND LIGHT WINE LICENSE IS ISSUED MAY REMAIN**
34 **OPEN ON ANY DAY TO 2 A.M. ON THE FOLLOWING DAY FOR THE SERVING OF**
35 **FOOD ONLY.**

1 (2) In Caroline County the hours are from 6 a.m. to 2 a.m. on the
2 following day.

3 (3) In Montgomery County the hours are from 9 a.m. on any day to 1
4 a.m. on the following day, **BUT A RESTAURANT FOR WHICH A CLASS H BEER AND**
5 **LIGHT WINE LICENSE IS ISSUED MAY REMAIN OPEN ON ANY DAY TO 2 A.M. ON**
6 **THE FOLLOWING DAY FOR THE SERVING OF FOOD ONLY.**

7 11-303.

8 (b) (1) The hours during which the privileges conferred by a Class B beer,
9 wine and liquor license may be exercised are from 6 a.m. to 2 a.m. on the following
10 day.

11 (2) In Annapolis the hours shall be as fixed by the Mayor, Counselor,
12 and Aldermen of the City of Annapolis, **BUT A RESTAURANT FOR WHICH A CLASS B**
13 **BEER, WINE AND LIQUOR LICENSE IS ISSUED MAY REMAIN OPEN TO 2 A.M. ON**
14 **THE FOLLOWING DAY FOR THE SERVING OF FOOD ONLY.**

15 (3) In Montgomery County, except as provided in § 11-516 of this
16 article, the hours are from 9 a.m. on any day to 1 a.m. on the following day, **BUT A**
17 **RESTAURANT FOR WHICH A CLASS B BEER, WINE AND LIQUOR LICENSE IS**
18 **ISSUED MAY REMAIN OPEN ON ANY DAY TO 2 A.M. ON THE FOLLOWING DAY FOR**
19 **THE SERVING OF FOOD ONLY.**

20 (4) In the 47th alcoholic beverages district in Baltimore City, the
21 hours for off-sales under a Class B beer, wine and liquor license for use in a
22 restaurant are as provided for in § 6-201(d) of this article.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2010.